Republic of the Union of Myanmar ★ Myanmar Investment Commission ★
Sr, No.....................
Date.......................

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
No.1, Thitsar Road, Yankin Township, Yangon

Tel: 01- 658127
Fax: 01- 658136

Our ref: MIC-2/ E-040/ 2019(094-A)
Dated : 8 April 2019

Subject: **Decision of the Myanmar Investment Commission on the Endorsement for manufacturing and distribution of spirits including High Class whisky under the name of Seagram Myanmar Company Limited**

Reference: Seagram Myanmar Company Limited's letter dated 25th March 2019

1. The Myanmar Investment Commission, at its meeting (5/2019) held on 5th April 2019, approved the Endorsement for investment in manufacturing and distribution of spirits including High Class whisky under the name of Seagram Myanmar Company Limited submitted by Seagram MM Holding Pte. Ltd. (80%) from Republic of Singapore, U Zaw Win (10%) and U Htun Win (10%) from the Republic of the Union of Myanmar as a joint venture investment in accordance with the Myanmar Investment Law and Rules.

2. The terms and conditions of the Endorsement are stated in the following paragraphs:

(a) The term of the Endorsed project shall be initial fifteen (15) years commencing from the date of the issuance of the Endorsement by the Myanmar Investment Commission and extendable for ten (10) years for two times subject to the approval of the Myanmar Investment Commission.

(b) The term of the Lease shall be initial fifty (50) years commencing from the date of signing of the Lease Agreement for Land and Building between U Zaw Win (Lessor) and Seagram Myanmar Company Limited (Lessee) and extendable for ten (10) years for two times by mutual

agreement between the Lessor and the Lessee subject to the approval of the Myanmar Investment Commission.

(c) The annual rent for the land shall be calculated at the rate of US$ 1.000 per acre per year of the land measuring of 18.983 acres.

(d) Seagram Myanmar Company Limited may submit the application form for the right to use land under Chapter XII of Myanmar Investment Law.

(e) Seagram Myanmar Company Limited shall use its best efforts to achieve a timely realization of the work stated in the Endorsement application.

(f) Seagram Myanmar Company Limited shall obey and respect the responsibilities of investors under section 65 of Myanmar Investment Law and Chapter XX of Myanmar Investment Rules.

(g) Seagram Myanmar Company Limited shall carry out prevention, mitigation and monitoring of significant environmental impacts according to the type of investment activities in accordance with the relevant laws, rules, regulations and procedures.

(h) Seagram Myanmar Company Limited shall have to abide by the Fire Services Department's rules, regulations, directives and instructions. Moreover, fire prevention measures shall have to be undertaken such as water storage tank, fire hooks, sand bags, fire extinguishers and provide training to use the fire fighting equipment and also to appoint fire safety officer.

(i) Seagram Myanmar Company Limited shall submit to the Commission of any sub-lease, mortgage, transfer of shares or transfer of business to any person during the permitted investment period in accordance with section 72 of Myanmar Investment Law and rule 191 of Myanmar Investment Rules.

(j) Seagram Myanmar Company Limited shall submit an annual report in the prescribed form to the Commission within three (3) months of the end of the financial year in accordance with rule 196 of Myanmar Investment Rules and shall disclose a summary of the report on its website or the Commission's website.

(k) Seagram Myanmar Company Limited must, during the operation period under the Endorsement of the Commission, submit its operating report quarterly in the prescribed form in accordance with rule 197 of Myanmar Investment Rules.

3. Seagram Myanmar Company Limited shall carry out in accordance with the stipulations of the relevant Union Ministries, governmental departments and governmental organizations to obtain license, permit or registration as per section 65 (d) of the Myanmar Investment Law.

4. Seagram Myanmar Company Limited shall submit five (5) copies of all approvals, licences, permits and similar authorizations relevant to the initial implementation of the investment, Joint Venture Agreement and Lease Agreement for Land and Building to the Commission.

Thaung Tun

(Thaung Tun)

Chairman

Seagram Myanmar Company Limited

cc: 1. Office of the Government of the Republic of the Union of Myanmar
2. Ministry of Home Affairs
3. Ministry of Natural Resources and Environmental Conservation
4. Ministry of Labour, Immigration and Population
5. Ministry of Industry
6. Ministry of Commerce

7. Ministry of Health and Sports
8. Ministry of Planning and Finance
9. Ministry of Investment and Foreign Economic Relations
10. Yangon Region Investment Committee
11. Office of the Yangon Region Government
12. Director General, Environmental Conservation Department
13. Director General, Directorate of Labour
14. Director General, Department of Immigration
15. Director General, Directorate of Industrial Supervision and Inspection
16. Director General, Department of Trade
17. Director General, Food and Drugs Administration (FDA)
18. Director General, National Archives Department
19. Director General, Internal Revenue Department
20. Director General, Customs Department
21. Director General, Directorate of Investment and Company Administration
22. Yangon Region Office, Directorate of Investment and Company Administration

Form (5-A)

E000042

THE REPUBLIC OF THE UNION OF MYANMAR

Myanmar Investment Commission

ENDORSEMENT

Endorsement No. 147 / 2019 Dated 8 April 2019

This endorsement is issued by the Myanmar Investment Commission according to the section 25 (d) of the Myanmar Investment Law–

(1) Name of Investor U ZAW WIN

(2) Citizenship MYANMAR

(3) Residence Address NO (295), ROOM (A-4), MYOMA KYAUNG ROAD, PYAY ROAD EAST WARD, DAGON TOWNSHIP, YANGON

(4) Name and Address of Principal Organization –

(5) Place of Incorporation –

(6) Type of business MANUFACTURING AND DISTRIBUTION OF SPIRITS INCLUDING HIGH CLASS WHISKY

(7) Place(s) of investment Project PLOT NO. 138, 139, 142, 143, 144, THARDUKAN INDUSTRIAL ZONE, SHWE PYI THAR TOWNSHIP, YANGON REGION

(8) Amount of Foreign Capital US$ 14.700 MILLION

(9) Period for Foreign Capital to be brought in 2 YEARS

(10) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 18.380 MILLION (INCLUDING US$ 14.700 MILLION)

(11) Construction/ Preparation Period 6 MONTHS

(12) Validity of Endorsement 15 YEARS

(13) Form of Investment JOINT VENTURE

(14) Name of Company Incorporated in Myanmar SEAGRAM MYANMAR COMPANY LIMITED

Thaung Tun

(Thaung Tun)
Chairman

Myanmar Investment Commission

ပုံစံ (၅-က)

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
အတည်ပြုမိန့်

အတည်ပြုမိန့်အမှတ် ၁၄၇ /၂၀၁၉ ၂၀၁၉ ခုနှစ်၊ ဧပြီလ ၈ ရက်

မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်သည် မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုဥပဒေ ပုဒ်မ-၂၅(ဃ)အရ ဤအတည်ပြုမိန့်ကိုထုတ်ပေးလိုက်သည် -

(၁) ရင်းနှီးမြှုပ်နှံသူအမည် ဦးဇော်ဝင်း

(၂) နိုင်ငံသား မြန်မာ

(၃) နေရပ်လိပ်စာ အမှတ် (၂၉၅), အခန်း (အေ-၄)၊ မြို့မကျောင်းလမ်း၊ ပြည်လမ်းမကြီး အရှေ့ရပ်ကွက်၊ ဒဂုံမြို့နယ်၊ ရန်ကုန်မြို့

(၄) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ -

(၅) ဖွဲ့စည်းရာအရပ် -

(၆) ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား High Class Whisky အပါအဝင် အရက်အမျိုးမျိုး ထုတ်လုပ်ခြင်းနှင့် ဖြန့်ဖြူးရောင်းချခြင်းလုပ်ငန်း

(၇) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) မြေကွက်အမှတ်- ၁၃၈၊ ၁၃၉၊ ၁၄၂၊ ၁၄၃၊ ၁၄၄၊ သာဓုကန် စက်မှုဇုန်၊ ရွှေပြည်သာ မြို့နယ်၊ ရန်ကုန်တိုင်းဒေသကြီး

(၈) နိုင်ငံခြားမတည်ငွေရင်းပမာဏ အမေရိကန်ဒေါ်လာ ၁၄.၇၀၀ သန်း

(၉) နိုင်ငံခြားမတည်ငွေရင်းယူဆောင်လာရမည့်ကာလ ၂ နှစ်

(၁၀) စုစုပေါင်းမတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန်ဒေါ်လာ ၁၈.၃၈၀ သန်းနှင့် ညီမျှသောမြန်မာကျပ်ငွေ (အမေရိကန်ဒေါ်လာ ၁၄.၇၀၀ သန်းအပါအဝင်)

(၁၁) တည်ဆောက်မှု/ပြင်ဆင်မှုကာလ ၆လ

(၁၂) အတည်ပြုမိန့် သက်တမ်း ၁၅ နှစ်

(၁၃) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ဖက်စပ်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(၁၄) မြန်မာနိုင်ငံတွင်ဖွဲ့စည်းမည့်ကုမ္ပဏီအမည် SEAGRAM MYANMAR COMPANY LIMITED

Thaung Tun

(သောင်းထွန်း)

ဥက္ကဋ္ဌ